



Deposition of:
William Edward Digges , III
September 23, 2021

In the Matter of:
Curling, Donna v. Raffensperger, Brad

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Curling, Donna v. Raffensperger, Brad

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

DONNA CURLING, et al.,)
)
Plaintiffs,)
) CIVIL ACTION FILE
vs.)
) NO. 1:17-cv-2989-AT
BRAD RAFFENSPERGER, et al.,)
)
Defendants.)

The remote videoconference deposition of WILLIAM EDWARD DIGGES, III, taken pursuant to the stipulations contained herein; the reading and signing of the deposition reserved, before Charlene M. Hansard, B-2341, Certified Court Reporter, commencing at 10:06 a.m., on Thursday, September 23, 2021, with witness located in Marietta, Georgia 30066.

A P P E A R A N C E S

(All parties appeared remotely by Zoom
videoconference.)

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A P P E A R A N C E S
(continued)

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ALSO PRESENT:

Ms. Marilyn Marks, Executive Director
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Mr. Matthew Riesdorph, Veritext Concierge Tech

Legend of the Transcript:

(sic)	Exactly as said
(phonetic)	Exact spelling unknown
. . .	Trailing off or did not complete thought
--	Break in speech continuity
uh-huh	Affirmative
uh-uh	Negative

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DEFENDANT'S EXHIBITS

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(Originally marked exhibits attached to the
original of the deposition and a copy attached
to all copies produced.)

P R O C E E D I N G S

(10:06 a.m.)

(Whereupon, the court reporter complied with the requirements of O.C.G.A. Section 9-11-28(d).)

THE COURT REPORTER: Good morning, everyone. My name is Charlene Hansard. I am the court reporter. Today's date is September 23, 2021, and the time is 10:06 a.m. Due to the government's order for social distancing, I will ask counsel to stipulate on the record that there is no objection to the court reporter swearing in the witness remotely by video conference.

MS. LAROSS: I have no objection, Charlene.

MR. ICHTER: No objection for the witness.

(The oath was administered to the witness by the court reporter.)

MS. LAROSS: Mr. Digges, my name is Diane LaRoss, and I represent the Defendant, Secretary of State, Brad Raffensperger. This will be the deposition -- your deposition of William Digges taken by Defendant, Secretary of State, for the purposes of discovery and all other purposes allowable under the Federal Rules of Civil

1 Procedure. All objections, except those going
2 to the form of the question and the
3 responsiveness of the answer, are reserved until
4 trial or first use of the deposition. Is that
5 agreeable to you, Cary?

6 MR. ICHTER: Yes.

7 MS. LAROSS: Charlene -- No, never mind.
8 So, Cary, are you -- you and the witness have --
9 is she -- is he going to reserve signature?

10 MR. ICHTER: Yes.

11 MS. LAROSS: Okay.

12 Whereupon,

13 WILLIAM EDWARD DIGGES, III,
14 Having been first duly sworn, was examined and
15 testified as follows:

16 EXAMINATION

17 BY MS. LAROSS:

18 Q. Mr. Digges, if you could just go ahead and
19 state your full name for the record, please.

20 A. William Edward Digges, III.

21 Q. And can you say that a little bit slower and
22 a little bit louder, please.

23 A. William Edward Digges, III.

24 Q. Thank you. And you had mentioned that you're
25 located in Marietta, Georgia, this morning?

1 A. Yes.

2 Q. You'll need to answer verbally to my
3 questions so that the court reporter can take down your
4 testimony. So you had mentioned that you are in
5 Marietta, Georgia, this morning; is that correct?

6 A. Yes.

7 Q. And are you at your home or in an office?

8 A. My home.

9 Q. At your home. Okay. Is there anybody else
10 with you there in the room where you're giving your
11 deposition from?

12 A. No.

13 Q. So I wanted to go over just a couple of
14 guidelines for you about how the deposition will
15 proceed. First of all, we've sort of already talked
16 about it a little bit. Especially because we're over
17 Zoom, it's really important that you speak loudly and
18 clearly so that the court reporter can take down your
19 testimony accurately. So can I have your agreement to
20 do that as to the best of your ability?

21 A. Yes. So if I'm not coming through loud and
22 clear, I can attempt to adjust my microphone to be
23 louder.

24 Q. Okay. And I can hear you.

25 MS. LAROSS: And Charlene, can you hear him

1 all right?

2 THE COURT REPORTER: Yes.

3 BY THE WITNESS:

4 A. Okay. Good.

5 Q. Yeah. And Mr. Digges, just so you know that
6 Charlene will pipe up if she's -- if she can't --

7 A. Okay.

8 Q. -- hear anything too. So we'll let -- we'll
9 let you know. We're not trying to be rude. We just
10 need to make sure that have an accurate transcript.

11 A. Okay.

12 Q. And that's to a second point which is, if you
13 would, you'll need to wait till I complete my question
14 before you begin answering.

15 A. Okay.

16 Q. That way then, the two of us aren't speaking
17 at the same time and that will enable Charlene to get a
18 clear transcript. Is that also agreeable to you?

19 A. Yes.

20 Q. And I mentioned earlier, it's important that
21 you respond verbally and -- again, in order to get an
22 accurate transcript or have an accurate transcript of
23 the deposition. Nods of the head or motions like that
24 are difficult to record in the deposition. So is that
25 also agreeable to you?

1 A. Yes.

2 Q. And today, it is not my purpose to confuse
3 you. So if I ask you a question that you don't
4 understand, can I count on you to let me know that?

5 A. Yes.

6 Q. And today you're being asked to testify about
7 your personal knowledge, so we're asking that you let
8 us know what you know, and then, if there's something
9 in answer to my question that you don't know, that you
10 let us know that as well. Is that fair?

11 A. Yes.

12 Q. And we also ask that you not guess or
13 speculate as to any of responses to my questions.
14 Again, if you don't know the answer, feel free to just
15 let us know that as well. Is that agreeable?

16 A. Yes.

17 Q. And if at any time, Mr. Digges, you would
18 like to take a break, just let us know. It's kind of
19 sometimes a little awkward when it's on Zoom, but feel
20 free to let us know if you need to do that. That's
21 entirely fine. If you would, just if there's a
22 question that I've asked already, if you could complete
23 your answer before we go on break. So is that also
24 agreeable to you?

25 A. Yes.

1 Q. And Mr. Digges, have you taken any medication
2 today or have any medication that you've taken that
3 would keep you from fully and truthfully participating
4 in today's deposition?

5 A. No.

6 Q. Okay. And in preparation for your deposition
7 today, other than conversations with Mr. Ichter or your
8 attorneys, what did you do to prepare for your
9 deposition today, if anything?

10 A. I went over the paperwork involved.

11 Q. Sorry. You said you went over the paperwork
12 and what else?

13 A. The paperwork and -- you know, involved,
14 the -- whatever it is -- the declarations.

15 Q. So you went over declarations?

16 A. Yes.

17 Q. And the declarations, were they given in this
18 case that we're here about today?

19 A. Yes, yes. They were in the e-mails that set
20 up the -- set up this meeting.

21 Q. And whose declarations -- who are the
22 declarants?

23 A. Is that in the little box? Or is that below
24 the title? It's me, William Digges.

25 Q. Okay. So it's your declaration. Was there a

1 declaration for -- from anyone else or given by someone
2 else?

3 A. No, just mine.

4 Q. And in that declaration, just in general,
5 what is the -- kind of the substance generally of that
6 declaration?

7 A. I guess the voting case.

8 Q. Okay. Does it concern -- Are you verifying a
9 complaint in the text of that declaration or what's the
10 subject of the declaration?

11 A. Well, there's a lot of things in here. I'm
12 not quite sure what you want.

13 Q. Okay. Okay. Is it -- Is the --

14 MR. ICHTER: Diane, he's referring to
15 declarations that have been filed in the case.
16 They're part of the record.

17 MS. LAROSS: Okay. So I know -- So the
18 only declaration that I'm aware of that he's
19 given is one verifying one of the complaints at
20 one point. So I'm trying to figure out what --
21 which declaration he's talking about.

22 BY MS. LAROSS:

23 Q. Is there a date on that declaration, Mr.
24 Digges?

25 A. There are two declarations with my name on

1 it. Okay?

2 Q. Okay. So the first one, what's the date on
3 it, please?

4 A. October 2, 2018.

5 Q. Thank you. And what's the date of the second
6 declaration?

7 A. October 23, 2019.

8 Q. Okay. Thank you. Have you reviewed any
9 other documents in preparation for your deposition
10 today?

11 A. Just some information about what a deposition
12 is. I've never had one, so I needed to, you know,
13 become aware of just what this is.

14 Q. And did you review any other documents in
15 preparation for your deposition today?

16 A. I made a bullet sheet of, you know, things
17 that -- just to summarize what's in the declarations.

18 Q. Okay. And do you have that bullet sheet in
19 front of you?

20 A. Yeah. Is that okay?

21 Q. I would just ask that you make that available
22 to us. You can do that through your attorney. Is that
23 agreeable to you?

24 MR. ICHTER: I'll let you know once I've
25 seen it.

1 BY MS. LAROSS:

2 Q. Okay. Can you just make -- just make sure
3 that you send it to Mr. Ichter.

4 A. Okay.

5 Q. Have you reviewed anything else in
6 preparation for your deposition today?

7 A. No.

8 Q. Have you talked to anyone other than your
9 attorneys in preparation for your deposition today?

10 A. Well, my wife, but she's also . . .

11 Q. And, generally, what did you discuss about
12 the deposition?

13 MR. ICHTER: With his wife?

14 MS. LAROSS: Yeah.

15 BY THE WITNESS:

16 A. Well, we're basically the same here in
17 general terms with the nature of the case, so we just
18 discussed that in getting set up for this meeting.

19 Q. Did you and your wife discuss anything else
20 about -- in preparation for the deposition today?

21 A. No.

22 Q. Other than your wife and certainly your
23 attorneys, did you talk to anyone else in preparation
24 for your deposition today?

25 A. No.

1 Q. And other than what you've told us thus far,
2 have -- did you do anything else in preparation for
3 your deposition today?

4 A. No.

5 Q. I'm going to refer you to what's been marked
6 Exhibit No. 1. If you could look on your exhibit share
7 there. It's got a blue sticker at the bottom which
8 says WD, which is William Digges, 0001.

9 (Exhibit No. 1, Notice of Deposition, was
10 marked for identification purposes.)

11 BY MS. LAROSS:

12 Q. Do you have that in front of you or, I guess,
13 Matt has put it up on the screen?

14 A. Yeah, Matt's got it up here. I have it on a
15 separate screen. Okay. You guys are off to the side.
16 Okay.

17 Q. Yes.

18 A. Yes.

19 Q. Yeah, Mr. Digges, you and I have access to
20 the exhibit share too. So, okay. Good. I'm glad that
21 you can access the exhibit share. And so this is your
22 Notice of Deposition for the deposition today. Have
23 you seen this document before?

24 A. I don't remember seeing it, but I believe it
25 should have been sent to me. But I don't -- I'd have

1 to go look and see if I have it. But I see it now.

2 Q. Okay. Great. And do you see in that first
3 paragraph where it notifies that there'll be an
4 examination -- oral examination under oath of Plaintiff
5 William Digges, III, on Thursday, September 23, 2021,
6 beginning at 10:00 a.m.? Do you see that --

7 A. Yes.

8 Q. -- on the exhibit? Okay. Mr. Digges, you
9 mentioned that you live in Cobb County. How long have
10 you lived in Cobb County?

11 MS. LAROSS: Matt, we don't need that
12 exhibit anymore.

13 BY MS. LAROSS:

14 Q. Excuse me, Mr. Digges. I'm sorry about that.
15 How long have you lived in Cobb County?

16 A. Since 1996.

17 Q. And just generally, where did you live before
18 moving to Cobb County in 1996?

19 A. Colorado.

20 Q. Are you originally from Colorado?

21 A. No, ma'am.

22 Q. Where are you originally from?

23 A. New Jersey.

24 Q. And in Georgia, have you lived in any other
25 counties other than Cobb County?

1 A. No.

2 Q. And as you know, this case has been filed in
3 the -- it is currently pending in the Federal Court in
4 the Northern District. So my question is: Do you have
5 any other -- Do you have any relatives whose name is
6 different from Digges that live in the Atlanta or area
7 north of Atlanta?

8 A. No.

9 Q. Have you ever testified by deposition before,
10 Mr. Digges?

11 A. No.

12 Q. Have you ever testified at trial before?

13 A. No.

14 Q. Have you ever been charged with a crime?

15 A. No.

16 Q. So have you ever been arrested?

17 A. No.

18 Q. Have you ever been a party in another lawsuit
19 other than the one we're here about today?

20 A. Yes.

21 Q. How many other lawsuits have you been a party
22 in?

23 A. One.

24 Q. And what's the -- what case was that?

25 A. It had to do with an auto accident.

1 Q. In that case did you give any testimony?

2 A. No.

3 Q. I'm going to ask you a few questions about
4 your educational background. So how far did you get in
5 school in terms of high school or college?

6 A. College.

7 Q. And what degrees do you hold?

8 A. I have a bachelor's degree in accounting and
9 a master's degree in information systems.

10 Q. When did you obtain your bachelor's degree in
11 accounting?

12 A. I think it was --

13 Q. Are you looking at a certificate or diploma?

14 A. Yeah, I got it on the wall.

15 Q. Okay.

16 A. '80 -- I can't read that crazy writing. '82.

17 Q. Okay. And what school did you receive that
18 degree from?

19 A. Fairleigh Dickinson University.

20 Q. And your master's degree, when did you obtain
21 your master's degree?

22 A. 1995.

23 Q. And what school did you receive that degree
24 from?

25 A. Regis University, Colorado.

1 Q. I'm sorry. Can you say that again?

2 A. Regis University.

3 Q. Other than what you've mentioned to us, have
4 you attended any other colleges or graduate schools?

5 A. Yes. I went to Pace University right after
6 Fairleigh. That would be like '83, '84, but I didn't
7 finish.

8 Q. And what course of study did you undertake
9 there?

10 A. Finance and information systems. It was a
11 dual.

12 Q. Do you have any publications associated with
13 your graduate work?

14 A. Just my Ph.D. paper. Nothing other than
15 that, no.

16 Q. Where did you obtain your Ph.D.?

17 A. Not my Ph.D. I'm sorry. My master's degree.
18 Excuse me.

19 Q. Okay. So that would have been at Regis
20 University in Colorado; correct.

21 A. Yes, right.

22 Q. Okay. Any other -- Any other education since
23 high school other than what you've mentioned?

24 A. I went to junior college for a while,
25 Rockland Community College. I don't know if they still

1 call it that. New York State.

2 Q. And just approximately when did you attend
3 Rockland Community College?

4 A. '68, '69.

5 Q. Other than your bachelor's degree and
6 master's degree as well, do you hold any licenses,
7 certificates, or other vocational training
8 certificates, those kinds of things other than your two
9 degrees?

10 A. Just probably spreadsheet -- a couple of
11 spreadsheet classes. You know, they were just, you
12 know, professional improvement-type classes. They give
13 you a piece of paper at the end. I'm not sure you
14 would call it anything significant.

15 Q. Okay. And that's --

16 A. So --

17 Q. I'm sorry. Excuse me. I interrupted you.

18 A. Uh-uh. So it's just -- just spreadsheets,
19 databases. IBM, you know, has a pretty solid training
20 program for employees, so. And they have their own
21 college, if you will.

22 Q. So the spreadsheet classes and the database
23 classes, are those related to accounting or what area
24 of study would those --

25 A. Spreadsheets are accounting. Databases are

1 more for financial analysis and that kind of thing.

2 Q. And the classes in database analysis, were
3 those associated with your employment?

4 A. Yes.

5 Q. Have you had any formal education in election
6 law or voting --

7 A. No.

8 Q. -- law? So then it was correct that you
9 don't have any training in Georgia election law?

10 A. No.

11 Q. Have you had any training in election
12 administration or procedures in Georgia or any other
13 state?

14 A. No.

15 Q. Have you ever worked at a polling place
16 either as a poll worker or in any other role?

17 A. No.

18 Q. So you had mentioned that you've had classes
19 concerning databases. Describe for us what training
20 that you have or training or education you have related
21 to computers or hardware or programming.

22 A. Well, which of those?

23 Q. Okay. Well, then we'll take them one at a
24 time. That -- That's fair. Absolutely. Okay. So do
25 you have any training or education related to computer

1 hardware?

2 A. No training, no.

3 Q. Okay. Training or education concerning
4 computer programming?

5 A. Yes.

6 Q. And describe for us --

7 A. Excuse me.

8 Q. Go ahead. Excuse me.

9 A. I said very little. I mean, just general
10 programming classes.

11 Q. Okay. So what about training or education in
12 cybersecurity?

13 A. None.

14 Q. Training or education with respect to voting
15 equipment?

16 A. None.

17 Q. Do you have any training or education related
18 to computer hacking?

19 A. No.

20 Q. Do you have any training or education related
21 to the insertion of malware into a computer system or a
22 voting -- or voting machines?

23 A. No.

24 Q. Any training or education concerning the
25 operation or functioning of DREs which are direct

1 recording electronic voting machines?

2 A. No training, no.

3 Q. Any training or education concerning the
4 operation or functioning of ballot marketing devices
5 also known as BMDs?

6 A. No.

7 Q. Any training or education concerning the
8 operation or functioning of scanners used in
9 conjunction with ballot marking devices or BMDs?

10 A. No.

11 Q. And your answer was no. Okay.

12 A. True.

13 Q. Had you ever voted on a DRE or a direct
14 recording device?

15 A. Was that the older ones or the newer ones?

16 Q. Yes, that would be the older ones here in
17 Georgia --

18 A. Yes.

19 Q. -- correct. Have you ever voted on the newer
20 ones or the ballot marking devices also known as BMDs?

21 A. No.

22 Q. Do you have any writings or publications
23 related in any way to voting or elections?

24 A. Excuse me. I didn't quite --

25 Q. Sure. Do -- Let me ask it this way. So do

1 you have any writings or written any publications
2 related to voting or elections?

3 A. No.

4 Q. I'm going to ask you some questions about
5 your employment history, and we can speak about that
6 generally. I know you've mentioned that you worked for
7 IBM; is that correct?

8 A. Yes.

9 Q. And when did you work for IBM?

10 A. From 1977 to 2010.

11 Q. And, generally, what did you do for IBM
12 during that tenure?

13 A. Various roles, so mostly finance, systems
14 development, analysis of various companies I guess
15 within IBM, reporting accounting structure, building
16 accounting structures.

17 Q. Any employment after IBM?

18 A. Yes.

19 Q. And where did you work after leaving IBM?

20 A. Kennesaw State University.

21 Q. How long did you work for Kennesaw State?

22 A. Nine years and five months.

23 Q. Sorry. Did you say ten years and five
24 months?

25 A. Nine.

1 Q. Oh, sorry. Okay. It was nine years and five
2 months at Kennesaw State; correct?

3 A. (No audible response.)

4 Q. Okay. You'll need to say it verbally.

5 A. Yeah. Thought I did.

6 Q. Okay. And what did you do for Kennesaw State
7 University?

8 A. Mostly accounting, just general accounting
9 tasks.

10 Q. Any employment since Kennesaw State
11 University?

12 A. No.

13 Q. So fair to say that you retired after working
14 at Kennesaw State University?

15 A. Yes.

16 Q. Any other employment other than IBM and
17 Kennesaw State University, I guess, since, you know, in
18 the late '70s is when you started with IBM, did you
19 work for anyone else while you had either of those
20 positions?

21 A. No.

22 Q. And when you left IBM, was there a reason for
23 your departure?

24 A. I retired from IBM.

25 Q. So that was your choice to leave IBM;

1 correct?

2 A. No. That was -- No, I was eligible to
3 retire, and so they retired me.

4 Q. I see. Okay. And with Kennesaw State
5 University, was that -- did you -- was retirement your
6 choice or --

7 A. Yes.

8 Q. -- was that similar?

9 A. That was my choice.

10 Q. Have you done any voter advocacy work?

11 A. What is -- What would that be, I guess?

12 Q. Okay. Would -- Might be a membership in a
13 voting rights group or participated in any events for
14 voter groups that advocate for voting rights?

15 A. Yeah. I'm a member of the Coalition for Good
16 Governance. And I've been to a couple of events, maybe
17 more than two, but, yeah. Over the years, yeah.

18 Q. How long have you been a member of the
19 Coalition for Good Governance?

20 A. I want to say since late 2017.

21 Q. And you mentioned that you attended a couple
22 of events with the Coalition. Have you done any other
23 work with the Coalition?

24 A. Yeah. I went through some data for them,
25 just transcribing mostly. Went to a few of the state

1 meetings along with other members just, you know, to be
2 there and see what was going on.

3 Q. Did you hold any -- Were you an officer for
4 the organization or any other kind of leadership --

5 A. No, I have --

6 Q. -- kind of position?

7 A. -- no title.

8 Q. Are you a member of any other organization
9 that is related to elections or voting?

10 A. No.

11 Q. Have you ever been a member of any other
12 organization related to elections or voting --

13 A. No.

14 Q. -- other than the Coalition?

15 A. No.

16 Q. Okay. And what would you say in your own
17 words is the purpose of the Coalition for Good
18 Governance?

19 A. Well, I think they do a lot of things, so
20 they don't -- I look on them as a watchdog. You know,
21 they're paying attention to the voting, how it's done,
22 the rules that are created about voting. And then they
23 make commentaries, and they lobby and try to get things
24 put right to their point of view.

25 Q. Is there any particular work that's drawn you

1 to the -- to be a member of the Coalition?

2 MR. ICHTER: His work or its work?

3 MS. LAROSS: Its work.

4 BY THE WITNESS:

5 A. My work?

6 Q. No. So let me redo the question. What work
7 in particular of the Coalition drew you to want to
8 participate and be a member of the Coalition?

9 A. Well, I would -- I just apply the skills that
10 I have to the needs that they have. So if they ask me
11 to do something, if I'm capable and able, then I try to
12 do that. Is that --

13 Q. I'm actually referring more to just the
14 general purpose of the Coalition or general -- like the
15 specific areas that they work on. What is it about the
16 advocacy work that they do that drew you to be a
17 member?

18 A. Oh, they comment on -- or they speak for
19 the -- us, the members, and others, I guess, on the
20 policy issues, which I believe I mentioned: election
21 bills in Georgia, education. I can't be at all these
22 meetings. I don't understand a lot of what goes on, so
23 they help me understand the laws and all of that in
24 terms of what they do. They answer my questions if I
25 have them about how the voting systems work. They also

1 lobby, which is good. And I get e-mails, press
2 releases, that kind of thing, so I get information on
3 what's going on.

4 Q. I think you've testified that your work with
5 the Coalition has been related to looking through data,
6 transcribing data. Can you describe that more
7 specifically for me?

8 A. Insofar as I know, they had a database that
9 was in a format that they were unable to read. So they
10 sent it to me, and I just transcribed it to another
11 format in which they were then able to read.

12 Q. And what information did that database
13 contain? Was it related to voting -- any voting
14 issues?

15 A. It was supposed to be some kind of voting
16 record.

17 Q. And was that voting records -- was it voting
18 records of how people had voted in Georgia or what kind
19 of voting records?

20 A. No, it didn't -- as far as I knew, it didn't
21 contain that. I mean, it was -- it was not a very good
22 record of anything essentially.

23 Q. Other than transcribing that record that
24 you've described, any other work for the Coalition?

25 A. No, just attending some meetings and, you

1 know, the state meetings that were open, you know, to
2 everyone.

3 Q. And when you attended those meetings, did you
4 speak at any of the meetings or you just attended as a
5 member?

6 A. I was just there.

7 Q. Have you ever given any statements to media
8 outlets concerning elections or voting?

9 A. No.

10 Q. I'm going to ask you some questions about the
11 claims in this case. So for the next series of
12 questions, I'm not asking you for a legal opinion about
13 that. That's for your lawyers to do. I'm just -- I
14 want to get an understanding of what you understand to
15 be the claims in this case. So first of all, what
16 is -- what was your purpose in filing the lawsuit and
17 the claims in this case?

18 MR. ICHTER: I'm going to object to the
19 extent that that mischaracterizes what occurred.
20 He didn't file the claims. He is a plaintiff,
21 among many plaintiffs, who participated in the
22 filing.

23 MS. LAROSS: Okay. So I'll change my
24 question then.

25 BY MS. LAROSS:

1 Q. Mr. Digges, what is your purpose in
2 participating as a party in the lawsuit we're here
3 about today?

4 A. To get the voting moved to paper ballots --
5 hand-marked paper ballots.

6 Q. So it's your preference that here in Georgia
7 we would move to hand-marked paper ballots?

8 A. Yes.

9 Q. And what is your understanding of the claims
10 that are pending in this case?

11 A. Such as? Claims?

12 Q. The claims are what -- or the complaints that
13 are -- or the areas that you're challenging as part of
14 the lawsuit. We call them claims, but I understand
15 that you might not call it that. Does that make any
16 sense?

17 A. Well, areas?

18 Q. Okay. Yeah, areas would be fine. So what
19 areas would you understand to be what's raised in the
20 lawsuit on your behalf?

21 A. Well, I think basically that the machines are
22 insecure. I think they're -- they can be hacked. And,
23 therefore, they're not trustworthy. I don't -- I don't
24 like the privacy issues that come along with those
25 large screens. And then with the -- with the voting

1 record -- individual's voting record being translated
2 to a QR code is also -- concerns me.

3 Q. And what concerns you about that individual
4 voting record translating to a QR code?

5 A. Well, it's a -- it's a process where you're
6 taking something that's easily read and seen and
7 turning it into something that cannot be read and seen
8 by the individual voter. And the process that does
9 that is not visible nor do we know who's responsible
10 for it, who can change it, when is it changed. So I
11 see no controls over that transition, and that concerns
12 me greatly.

13 Q. And you mentioned earlier that you had voted
14 on the older machines here in Georgia which are the
15 DREs. Do you have any evidence that any votes that you
16 cast on a voting machine here in Georgia were not
17 counted?

18 A. No, I do not.

19 Q. Do you have any evidence that the votes you
20 cast on a voting machine here in Georgia were changed?

21 A. No, I do not.

22 Q. Do you have any evidence that any DRE or
23 voting machine of the old voting machines used in
24 Georgia has ever actually been hacked?

25 A. No. Other than a court demonstration, no.

1 Q. Say it again. No, not other than what, sir?

2 A. I saw a demonstration in court on those
3 machines showing that they were hacked or could be
4 hacked.

5 Q. Okay. So is it your testimony --

6 A. I have no personal --

7 Q. Go ahead. Go ahead, please.

8 A. I have no personal knowledge.

9 Q. So you have no personal knowledge that any of
10 the old voting machines in Georgia were actually
11 hacked; correct?

12 A. That is correct, other than the situation
13 with the -- the Logan Lamb discovery at the KSU there.

14 Q. And tell me about that.

15 A. Well, that was widely publicized. He was
16 able to get into the Georgia voting records and copy
17 them all.

18 Q. And related to -- And related to that
19 instance, are you aware of any evidence connected to
20 that analysis that -- that there was any hacking
21 actually discovered in the system or --

22 A. No --

23 Q. -- was it just that it was -- Okay. Excuse
24 me. So let me ask it again. I apologize. So do you
25 have any evidence or any knowledge related to that

1 Logan Lamb -- that analysis, that there was -- there
2 was any actual hacking into the Georgia system?

3 MR. ICHTER: I'm going to object to the
4 form of the question as being unduly
5 discombobulated. I'm not sure what analysis
6 you're talking about.

7 MS. LAROSS: Okay. He's been referring to
8 an analysis concerning the -- Logan Lamb where
9 they were able to get into the voting records in
10 Georgia.

11 BY MS. LAROSS:

12 Q. So that's the analysis, Mr. Digges, that I'm
13 referring to. Is that clear to you?

14 A. Well, I wouldn't call it an analysis. I
15 mean, I think the key part of that is that he was able
16 to breach that system.

17 Q. Okay. And was there any evidence, to your
18 knowledge, that the Georgia system had been hacked
19 into? Was there any finding related to the work that
20 he did that indicated that there was actual hacking
21 into the Georgia system?

22 A. Well, Logan -- I don't know.

23 Q. So you don't have any knowledge as to whether
24 or not he found that the Georgia system had been
25 hacked; correct?

1 A. No.

2 Q. Do you have any knowledge of any evidence
3 that malware was inserted into any Georgia voting
4 machine?

5 A. No.

6 Q. Do you have any evidence that the new voting
7 machines in Georgia, the BMDs, have been hacked?

8 A. No.

9 Q. And just to be clear, do you have any
10 evidence that there has been malware inserted into any
11 of the new voting machines or BMDs used in Georgia
12 elections?

13 A. No.

14 Q. I'm going to refer you to an exhibit. It'll
15 just take me a moment to upload it, and then I will ask
16 you to go ahead and refresh your screen. It's not
17 there yet. I'll let you know when it's there.

18 A. Uh-huh.

19 Q. Okay. It's been uploaded so everyone can
20 refresh their screens, and they should find Exhibit No.
21 2 in the marked exhibit folder.

22 A. Okay.

23 (Exhibit No. 2, ENET report, was marked for
24 identification purposes.)

25 THE CONCIERGE TECH: And Ms. LaRoss, this

1 is Matt with Veritext. If you would like me to
2 pull it up on the screen, just let me know.

3 MS. LAROSS: If I would like to do what?
4 Excuse me.

5 THE CONCIERGE TECH: If you would like me
6 to pull it up and share it on the screen as
7 well.

8 MS. LAROSS: Is there anyone who needs us
9 to do that? Hannah, have you been able to pull
10 that up?

11 MS. ELSON: I have been able to access the
12 online service, so I'm okay. Thanks.

13 MS. LAROSS: Okay. All right.

14 BY THE WITNESS:

15 A. This looks like my voting record, yes?

16 Q. Correct, yeah.

17 MS. LAROSS: Is there anyone else who is on
18 the deposition who needs the court reporter to
19 pull up the exhibit for us? Okay. I'll take
20 that as a no.

21 BY MS. LAROSS:

22 Q. Okay. Mr. Digges. Thank you. I'm glad you
23 had a chance to pull up Exhibit 0002 -- WD 0002. And,
24 yes, this is a copy of your voting record here in
25 Georgia.

1 A. I have been at it a while.

2 Q. You've been here in Georgia for a good bit.

3 Okay. So if you would look and scroll down to the
4 bottom half of the first page.

5 A. Bottom half first page, all right.

6 Q. I think that -- Can you scroll on the
7 document, Mr. Digges, or --

8 A. Yes.

9 Q. -- do you just see what I -- Okay. Yeah, so
10 bottom half of the document, the first page of the
11 document, if you could refer to that, please.

12 A. Yeah, where the listings of, I guess, when I
13 voted or what I voted?

14 Q. Yes. Correct, correct. So that first column
15 is a date column.

16 A. Right.

17 Q. Second column is election type.

18 A. Right, 11/5.

19 Q. Correct, so 11/5/1996 would be the first --

20 A. Yeah.

21 Q. -- entry there. Okay. And does that sound
22 about right about the first election you ever voted in
23 in Georgia?

24 A. Yes. That was the year we moved here. That
25 was it, yeah. We moved here in January of that year.

1 Q. Okay. All right. Have you ever voted in any
2 other state other than Georgia?

3 A. Oh, yeah. Every state I have lived in, I
4 have voted.

5 Q. Okay. So that would -- List for me the
6 states you voted in.

7 A. New Jersey, New York, Colorado, and Georgia.

8 Q. Okay. So if we could go back to Exhibit WD
9 0002 and look at the bottom half of the first page.

10 A. Yeah.

11 Q. Okay. And then if you will look in the
12 column, ballot type.

13 A. Right, regular, regular, up to the '16,
14 right, or '14?

15 Q. 2016.

16 A. Yeah.

17 Q. Yeah. So would that be an accurate time
18 between the November 1996 up through November 2014 when
19 you cast regular ballots on a voting machine?

20 A. Yes, that's about right.

21 Q. Okay. And then if you look at the next entry
22 on November 2016 in the general election --

23 A. Uh-huh.

24 Q. -- it's noted under the ballot type,
25 absentee; correct?

1 A. Correct.

2 Q. And since that time, you've voted only
3 absentee here in Georgia; correct?

4 A. Yes.

5 Q. And why did you change from casting a regular
6 ballot on a voting machine to casting your ballot by
7 absentee?

8 A. I wanted to ensure that my vote was getting
9 counted, and I wanted to have a auditable paper record
10 of my vote.

11 Q. Do you have -- Did you -- Do you have copies
12 of the ballots that you've cast?

13 A. Somewhere.

14 Q. Sorry. I didn't hear your answer, sir.

15 A. I don't know if I have them from that far
16 ago, no.

17 Q. Do you have them more -- from the more recent
18 years and the more recent elections you have
19 participated in?

20 A. I don't recall. I'd have to go dig through
21 all the papers.

22 Q. And you'd mentioned earlier that you've never
23 voted on the new voting machines in Georgia; correct?

24 A. Yes, that -- Yes, that is correct.

25 Q. Okay. Do you have any plans to vote on a

1 voting machine here in Georgia in the future?

2 A. No.

3 Q. If you could look back on Exhibit WD 0002 --

4 A. Uh-huh.

5 Q. -- and, again, the same section we were
6 looking at, if you could look across the columns to
7 counted comments. Do you see that column?

8 A. Counted comments, yes.

9 Q. And underneath that, there's -- there's just
10 yeses in that column, and it -- and it actually goes
11 onto the next page. Do you see that?

12 A. Yeah.

13 Q. Now, that would indicate that all of those
14 votes cast were counted. Would that be consistent --
15 Do you have any knowledge that those votes were not
16 counted?

17 A. No.

18 Q. And then all -- the next column over is
19 county where the votes were casted and --

20 A. Uh-huh.

21 Q. -- it appears that a -- the exhibit sticker
22 is over some -- some of those.

23 A. Spelled my name wrong too.

24 Q. But I -- if I represented to you that
25 underneath that exhibit that it appears that all of

1 your voting occurred in Cobb County, is that consistent
2 with your experience?

3 A. Yes.

4 Q. Okay. I'm going to upload another exhibit
5 for you, Mr. Digges, and I'll let you know when that
6 one's ready.

7 (Exhibit No. 3, Coalition Plaintiffs'
8 Statement on William Digges, was marked for
9 identification purposes.)

10 BY MS. LAROSS:

11 Q. All right. I have uploaded that exhibit.
12 It's a document from this case entitled, Coalition
13 Plaintiffs' Statement on William Digges. Let me know
14 when you can see that exhibit.

15 A. Exhibit 3. Now, is this the one I have the
16 copy of? No.

17 Q. Mr. Digges, can you view what's been marked
18 Exhibit WD 0003?

19 A. Yes.

20 Q. Okay. Is that a document that you recognize?

21 A. No, I don't remember this document. When was
22 this created? 2019?

23 Q. Yeah. Take a moment to review it. That's
24 fine.

25 A. All right. This is when they wanted my

1 resume. Okay. Right, these are the databases they
2 gave me, yeah. Okay.

3 Q. Okay. And if you would look with me on the
4 first page of Exhibit WD 0003 and there's an indented
5 paragraph there that indicates that William Digges, III
6 has substantial database experience and was expected to
7 lead the Coalition Plaintiffs' review of the database.
8 Do you see where I'm referring to?

9 A. Of the database in question?

10 Q. Yeah. And you can -- if you go down to the
11 next page, it talks about the GEMS database.

12 A. Right, the Pima County GEMS database.

13 Q. Okay. And -- Okay. Do you see where I'm --
14 on the second page where it talks about GEMS databases.

15 A. It says I'm familiar with GEMS databases.

16 Q. Okay. Did you do any work in this case
17 related to any GEMS database from Georgia?

18 A. All right. GEMS databases were -- are in the
19 format of Access, which is a Microsoft database
20 program. So it's -- You know, GEMS is using a
21 standard -- industry standard database format. Okay?
22 So it's not GEMS alone. It's GEMS in Access. So the
23 data was just dumped into Access. Is that clear?

24 Q. Okay. And did you do any work with that
25 database --

1 A. Yes.

2 Q. -- in connection with this litigation?

3 A. Yes. I transcribed -- That's what I said
4 before. It was transcribed -- I transcribed that to
5 Excel so the data could be seen in its entirety. So I
6 took every -- every file that was in Access, used an
7 export procedure and -- to format it into the Excel
8 format which everyone else could read because they
9 didn't have a licensed copy of Access. Okay? It's
10 kind of a rare thing these days. Not many people use
11 it anymore.

12 Q. And when did you do that transcription to
13 Access?

14 A. I don't know. That was a while ago. I don't
15 remember exactly when it was. Couple of years ago, at
16 least.

17 Q. Okay. And I'll refer you to page 2 of
18 Exhibit 0003 where it talks in capital letter B about
19 your knowledge of GEMS databases. In that paragraph it
20 refers to a review you did of the structure and
21 operation of 2001 and 2002 GEMS databases from Hall
22 County and Cobb County. Do you see that reference on
23 page 2?

24 A. Yes. That, I don't remember.

25 Q. Okay. So you don't remember reviewing the

1 GEMS databases from Hall County and Cobb County in the
2 early 2000s; is that correct?

3 A. Best I can recall is that some of them didn't
4 work at all. I mean, the Access files were not
5 functional. But, again, it's the same thing as I said
6 before. It is GEMS data in an Access format.

7 Q. Okay. And I believe that you referred to a
8 transcription that you did of the GEMS database into
9 Access as part of this lawsuit; is that --

10 A. No, you got it wrong.

11 Q. I got it wrong. Okay. Go ahead. Correct me
12 and tell me -- tell me the work that you did.

13 A. As I received it, it is GEMS data -- all
14 right -- if you want to call it that. It's not a GEMS
15 database. GEMS data in the Access database. Okay?
16 Access is a database tool. Okay?

17 Q. Uh-huh.

18 A. And GEMS data -- GEMS, from what I
19 understand, will export data in the Access format so
20 that you can take -- take it up in Access and do
21 whatever you want to do with it. What I did was then
22 take that data that was already in Access with my
23 Access tool and exported it -- all the files, one by
24 one, to a tab in an Excel spreadsheet and then forward
25 that to Coalition team. So --

1 Q. And it -- Go ahead.

2 A. And it made it readable so that, you know,
3 they could read it and see what was there. I think
4 that was the whole thing.

5 Q. And what you just described, was that done as
6 part of this lawsuit that we're here about today?

7 A. I don't know.

8 Q. Okay. Would it have been done within the
9 last five years, would you say?

10 A. Oh, yes, yeah.

11 Q. So was that work that you did, was that done
12 at the request of the Coalition for Good Governance?

13 A. Yeah.

14 Q. Do you know what they used that -- The Excel
15 spreadsheets that you discussed, do you know what they
16 used those for?

17 A. No, I do not.

18 Q. If you could look back at Exhibit WD 0003 on
19 the second page toward the bottom, the capital letter
20 C, and that talks about anticipated role. Do you see
21 where I'm referring to?

22 A. C, right, yeah, my anticipated role.
23 Anticipated.

24 Q. Right. And I'm just trying to distinguish
25 whether or not you actually undertook this role or not.

1 So the anticipated role was that you would work with
2 attorneys and experts to review non-confidential data
3 contained in the GEMS databases. Did you ever do that
4 as part of what is being described as an anticipated
5 role?

6 A. There was one brief phone call where I
7 explained basically what I explained to you, and that
8 was it.

9 Q. So the brief phone call, that referred to the
10 work that you've described that you did at the request
11 of the Coalition for Good Governance; correct?

12 A. Yeah. Yeah. Once -- Once it was translated
13 into Excel, you know, it was what it was. You know,
14 there wasn't anything else you could do with it. We
15 didn't have a -- Yeah, you know, that was it.

16 Q. So the information on the spreadsheet, was
17 that about individual voters or what was the
18 information that was -- you were able to read --

19 A. A lot of it -- A lot of it was gibberish.
20 You know, it didn't make any sense.

21 Q. Do you have any understanding of what -- of
22 what any information was on those spreadsheets?

23 A. I don't recall at this point. That was long
24 ago. And there were close to 100 plus files, so that
25 was a lot.

1 Q. Okay. Let me refer you back to the Exhibit
2 0003 where we were reading on the second page toward
3 the bottom, capital letter C. And at the very -- the
4 last line on that page, it talks about -- and, again,
5 it's your anticipated role to lead the team of less
6 experienced analysts in their labor intensive clerical
7 review of voluminous data. And that goes onto the
8 first line on the next page. Do you see what I'm
9 referring to there?

10 A. Yeah. That -- That never happened --

11 Q. Okay.

12 A. -- to my recollection.

13 Q. So other than the spreadsheets that you've
14 described, did you prepare any other kind of reports as
15 a result of the transcription work that you've
16 described?

17 A. No.

18 Q. In this lawsuit, Dr. Halderman has been
19 designated as an expert and has done some work as an
20 expert in this case. Have you had -- Have you ever
21 reviewed any reports prepared by Dr. Halderman in
22 connection with this lawsuit?

23 A. No.

24 Q. Have you ever spoken with Dr. Halderman or
25 any other experts concerning their findings with

1 respect to the Dominion system used in Georgia?

2 A. No.

3 Q. And one more question back on Exhibit 0003,
4 Mr. Digges. If you could scroll down to -- let me
5 see -- it's about the seventh page where it says
6 Exhibit A.

7 A. Ah, my resume.

8 Q. So that's your resume; correct?

9 A. Yeah, one of them.

10 Q. Okay. And if you'd just take a moment and
11 just look at your resume and make sure that it's an
12 accurate copy of your resume or one of your resumes.

13 A. Yeah. Yes, looks good.

14 Q. Okay. When you were working at Kennesaw
15 State University, did you do any work with respect to
16 the GEMS database or GEMS information?

17 A. No.

18 Q. I need to ask you about some of the elections
19 here in Georgia. Do you believe that the results of
20 the presidential election that was held here in Georgia
21 in November of 2020, do you believe that the results
22 from that election are valid?

23 A. Yes, I do.

24 Q. Do you believe that the results from -- of
25 any other election, other than the presidential

1 election in November of 2020, that those results are
2 valid?

3 A. Yes, I do.

4 Q. Do you have any evidence that any component
5 of the Georgia election system was actually hacked in
6 relation to the November 3, 2020, election?

7 A. No, I don't have any.

8 Q. Do you have any evidence that any malware was
9 actually inserted into any component of the Georgia
10 election system in connection with the election that
11 happened in November 2020?

12 A. No.

13 Q. And the same questions for the run-off that
14 happened in January. So do you believe that results of
15 the run-off here in Georgia -- run-off election in
16 January of this year, do you believe that the results
17 from that election are valid?

18 A. Yes.

19 Q. Do you believe that the -- Sorry. Strike
20 that.

21 Do you have any evidence that any component of
22 the Georgia election system was actually hacked in
23 connection with the run-off election that happened
24 earlier this year?

25 A. No.

1 Q. Do you have any evidence that there was any
2 malware inserted into any component of the Georgia
3 election system in connection with the run-off election
4 that happened earlier this year?

5 A. No.

6 Q. Do you have any evidence that any vote in the
7 presidential election in November 2020 was actually
8 switched from Donald Trump to Joseph Biden as a result
9 of an anomaly in the software?

10 A. No.

11 Q. Do you have any evidence that any vote in the
12 presidential election was actually switched from Donald
13 Trump to Joseph Biden as a result of an algorithm or
14 other design feature of the election system?

15 A. No.

16 Q. Do you have any evidence that any vote in any
17 election held in Georgia in November 2020 in the
18 general election were actually switched from any
19 candidate to another candidate as a result of an
20 anomaly in the software in the election system?

21 A. No, I do not.

22 Q. Do you have any evidence that any votes for
23 one candidate were switched to another candidate in the
24 November election that was the result of an algorithm
25 or other design feature in the Georgia election system?

1 A. No.

2 Q. Do you know of any evidence of widespread
3 voter fraud in Georgia in connection with the November
4 election held in 2020?

5 A. No.

6 Q. Do you have any evidence of any malfunction
7 of any component of the election system that impacted
8 the outcome of the presidential election in Georgia in
9 November 2020?

10 A. No.

11 Q. Do you have any evidence of any malfunction
12 of any component of the Georgia election system that
13 impacted the outcome of any of the other elections held
14 in November 2020?

15 A. There was a pollbook problem, wasn't there,
16 at some point? Hopefully, that was fixed.

17 Q. And what about the pollbook problem that you
18 know of?

19 A. They were assigning people to the wrong
20 precincts, so people were kind of having to run around.

21 Q. Did that pollbook problem affect your voting
22 in November --

23 A. No, it did not.

24 Q. Do you have any evidence that the Georgia
25 election system failed to count any legal votes in the

1 presidential election in November 2020?

2 A. No, I don't.

3 Q. Do you have any evidence that the Georgia
4 election system counted any illegal votes in the
5 presidential election in November 2020?

6 A. No.

7 Q. Do you have any evidence that there was a
8 mismatch between QR codes on paper ballots cast in the
9 presidential election in November 2020 and the human
10 readable portion of the paper ballots?

11 A. No.

12 Q. And that same question for the -- any other
13 elections that occurred in November 2020. Do you have
14 any evidence of any mismatch between QR codes on a
15 paper ballot and the human readable portion of the
16 paper ballot?

17 A. No.

18 Q. And explain for us how you personally have
19 been injured by the use of the old voting machines in
20 Georgia elections.

21 A. Well, it's forcing me to use the absentee
22 ballot for one. So I, you know, have to apply for it,
23 wait for it to get here, fill it out, make sure it gets
24 back. You know, we've had issues with how many stamps
25 are supposed to be on it.

1 And then the Post Office at the last election
2 was a little weird, so we had to actually drive to
3 the -- to the voting headquarters in Marietta there
4 and put it in the drop box. We ran into a lot of
5 traffic on the way, so it took us much longer than
6 usual.

7 What happens when you vote that way is that you
8 do miss out on a lot of the late-breaking information
9 that comes out. So there is also an impediment there
10 to making a good decision. And, you know, I enjoy
11 getting out and voting.

12 We've always voted together and -- you know,
13 with people. It's usually a happy time. And people
14 are at least focused, and, you know, everybody's
15 there with a common goal. So it's a -- it's a good
16 feeling. So I miss being able to do that with my
17 full trust.

18 Q. But for the years that you've cast a
19 ballot -- an absentee ballot here in Georgia, did you
20 have any trouble that prevented you from being able to
21 cast those ballots?

22 A. No, I was never not able. Is that what
23 you're saying?

24 Q. Yes, sir.

25 A. No.

1 Q. And the -- what you described as the
2 challenges of voting by absentee, is that in any way
3 different or unique to you or is it -- or is it in any
4 way different from any other voter?

5 A. I think a lot of that process would be the
6 same for many voters. If you don't have a car . . .

7 Q. And it is your personal preference that
8 Georgia would go to a hand-marked paper ballot system;
9 correct?

10 A. Yeah.

11 MS. LAROSS: Mr. Digges and Cary and other
12 counsel, I need to take a moment to -- to grab
13 copies of the declarations that Mr. Digges
14 referred to earlier. So if it's all right with
15 you, I'd like to take about a five-minute break
16 or a ten-minute break, whatever would work with
17 people -- for people.

18 THE WITNESS: Okay.

19 MR. ICHTER: Okay.

20 MS. LAROSS: Is that all right with you,
21 Mr. Digges, that we take a break?

22 THE WITNESS: Yes, I'm fine with that.

23 MS. LAROSS: Okay. So I'm showing that
24 it's now -- it's 11:28. Why don't we reconvene
25 at 11:40.

1 (A short break was taken from 11:28 a.m. to
2 11:46 a.m.)

3 BY MS. LAROSS:

4 Q. All right. Thank you, Mr. Digges. We're
5 going to resume your deposition, and I just want to
6 remind you that you're under oath. Is that clear?

7 A. Yes.

8 Q. You had talked about in your earlier
9 deposition that you've not voted on a ballot marking
10 device with the new machines that are used here in
11 Georgia; is that correct?

12 A. Yes.

13 Q. Have you ever had an occasion to operate a
14 ballot marking device?

15 A. The new ones?

16 Q. Yes.

17 A. No.

18 Q. Do you have any experience on one of the new
19 voting machines?

20 A. Excuse me?

21 Q. Do you have any experience using any of the
22 new voting machines?

23 A. No.

24 Q. And you talked about the voting by absentee
25 ballot here in Georgia earlier in your deposition. Is

1 there anything about your experience in voting by
2 absentee ballot here in Georgia that you would say is
3 specific to you and would not apply to any other voter
4 in Georgia?

5 A. No, I don't think so, no.

6 Q. Okay. I am still waiting on my documents to
7 be uploaded. The -- Have you ever reviewed any of the
8 complaints that were filed in the lawsuit we're here
9 about today?

10 A. Complaints?

11 Q. Yes. I mean, the formal documents that
12 were -- I'm referring to the formal documents that were
13 actually filed in the federal court as part of this
14 litigation.

15 A. Well, I'd have to see which ones you're
16 referring to. I don't -- There's a lot of paper.

17 Q. Okay. So have you -- So is it your testimony
18 then that you have reviewed some of the documents filed
19 in the court case -- in this case?

20 A. Those that come to me I go through, yes.

21 Q. Okay. You had mentioned earlier in your
22 deposition concerning a bullet point sheet that you
23 prepared. And I wanted to ask you a few questions
24 about that. Remind me again, if you would, just what
25 is included in your bullet point sheet.

1 A. Just basic points of -- pulled from the
2 two -- from the two declaration documents.

3 Q. And have you had occasion during the
4 deposition to refer to your bullet point sheet?

5 A. Yeah, it's laying right here just to help me
6 remember.

7 Q. And what particular points did you refer to
8 the bullet point sheet for?

9 A. Well, I don't know. Some -- Most of them
10 I -- are stuck in my head because I wrote them all
11 down.

12 Q. Okay.

13 A. That's the primary purpose. But mainly had
14 to do with the Coalition and our role and a few points
15 about the mission, just some technical things that I
16 wanted to be able to state concisely.

17 Q. Okay. Anything else on that bullet point
18 sheet?

19 A. No.

20 Q. And, again, that bullet point sheet was
21 prepared by you; correct?

22 A. Yes. Myself and my wife, yeah. Remember,
23 we're in this together.

24 Q. Did she also prepare a bullet point sheet for
25 herself or she's going to use the same one you've used?

1 A. I think she has her own. I haven't seen it,
2 so I can't say.

3 Q. Can you provide that to your lawyer?

4 MS. LAROSS: And Cary, then I'd -- I would
5 like for you to provide it to us because he's
6 referred to it in the deposition, and he said
7 that it's something that he used in preparation
8 for the deposition. So I think it's something
9 that we're entitled to obtain a copy of.

10 BY THE WITNESS:

11 A. So I'm going to give it to Cary and --

12 MR. ICHTER: Yes.

13 BY THE WITNESS:

14 A. -- you'll get it from him?

15 Q. Yes, please. Go ahead and do that.

16 A. When would you like me to do that?

17 Q. I'd actually like for you to do it now, if
18 you don't mind.

19 A. I'll have to scan it.

20 Q. Also, Mr. Digges, the declarations, I've got
21 those. So I'm going to mark those as -- as exhibits,
22 and I'll let you know when to refresh your exhibit
23 share.

24 Mr. Digges, are you still working on getting
25 your bullet point sheet to --

1 A. Yes, it's scanned. I just got to get Cary's
2 e-mail here.

3 Q. Sure. Okay. Yeah, just let me know when
4 that's done.

5 A. A couple more minutes, I think.

6 Q. Okay. No problem.

7 A. There we go. Okay. I sent it to Cary, I
8 think. Now I have to figure out how to get this back.
9 Easier than I thought.

10 Q. Okay. So that's -- your bullet point sheet
11 has been e-mailed to Mr. Ichter?

12 A. Yes, I believe so. He'll have to verify
13 that. Nothing?

14 MS. LAROSS: Cary, have you gotten that
15 e-mail from him yet?

16 MR. ICHTER: Yeah, just got here.

17 MS. LAROSS: Okay. Great. Okay.

18 THE WITNESS: A long one.

19 MS. LAROSS: Great. And if you could just
20 send that to me, Cary, please.

21 (Exhibit No. 4, Declaration of William
22 Digges, III, dated October 20, 2019; and Exhibit
23 No. 5, Declaration of William Digges, III, dated
24 September 27, 2018, were marked for
25 identification purposes.)

1 BY MS. LAROSS:

2 Q. And Mr. Digges, go ahead and refresh your
3 marked exhibits and exhibit share, and you should see
4 two more exhibits, Nos. 4 and 5.

5 A. Okay.

6 Q. Do you see those exhibits, Exhibits 4 and 5?

7 A. Yeah. These are the declarations that I have
8 here, yeah.

9 Q. Okay. Great. Other than the two
10 declarations that you see as Exhibits 4 and 5, is there
11 any other document that you reviewed in preparation for
12 your deposition?

13 A. Just the -- Just the thing telling me what
14 depositions are.

15 Q. Okay. Can that thing telling you what
16 depositions are, could you hold it up to the camera so
17 I can see that that is?

18 MR. ICHTER: No, do not hold that up to the
19 camera. That is something that I provided to
20 Mr. Digges. It's communication between attorney
21 and client.

22 MS. LAROSS: Okay. I had understood from
23 his testimony that it was something that he had
24 gotten on his own.

25 MR. ICHTER: No.

1 MS. LAROSS: Okay.

2 BY MS. LAROSS:

3 Q. Okay. Mr. Digges, other than the two
4 declarations, the document concerning depositions that
5 you received from your attorney, is there any other
6 documents that you reviewed in preparation for your
7 deposition?

8 A. No.

9 Q. Okay. Let's go ahead and look at Exhibit 4
10 which is your Declaration from 2019.

11 A. Still spelling my name wrong.

12 Q. What's the correct spelling of your name,
13 sir?

14 A. Huh?

15 Q. What's the correct spelling of your name?

16 A. They left an "e" out. It's "e-s." If you
17 look up top there.

18 Q. Okay. So the proper spelling of your name is
19 D-i-g-g-e-s; correct?

20 A. Yes, ma'am.

21 Q. Okay. Oh, is it -- I see. Okay. And that's
22 on the -- you're talking about on the exhibit sticker;
23 correct?

24 A. Uh-huh.

25 Q. Okay. Yeah, we can fix that.

1 MS. LAROSS: Can -- Charlene, can we have
2 that fixed? We'll need to ask Veritext to fix
3 that because they --

4 THE COURT REPORTER: Yes, we can. I'm sure
5 we can.

6 MS. LAROSS: Okay. Great.

7 THE CONCIERGE TECH: Yes, ma'am,
8 absolutely.

9 MS. LAROSS: Thank you, Matt. Yeah, that's
10 preferable.

11 BY MS. LAROSS:

12 Q. Okay. Sorry, Mr. Digges. Let's go back to
13 Exhibit 4. So is this -- is Exhibit 4 a copy of a
14 Declaration you gave in 2019?

15 A. Yes.

16 Q. And is this an accurate copy of the -- of
17 your Declaration in 2019?

18 A. Yes.

19 Q. Okay. If you could refer to the second page
20 of Exhibit No. 4.

21 A. Second page.

22 Q. And look at paragraph No. 9.

23 A. No. 9.

24 Q. Yeah, if you could take a look at paragraph
25 No. 9.

1 A. Right. This was what I was referring to
2 before about the pollbook malfunctions.

3 Q. So in -- does -- in paragraph No. 9, the
4 electronic pollbook malfunctions you're referring to in
5 that paragraph are the same as what you've testified
6 already about in your deposition; correct?

7 A. Yes. Those are the only pollbook
8 malfunctions that I'm aware of.

9 Q. Okay. And, again, the pollbook malfunction,
10 did that affect you personally?

11 A. Not to my knowledge, no. I didn't go to the
12 poll -- well, was it '19? Yeah, I didn't go to the
13 polls, so I didn't have that issue.

14 Q. And what -- what precinct are you assigned to
15 in Cumming?

16 A. Precinct? I really don't know what that
17 would be. I'm in District 6, I know that. But that's
18 not really a precinct, is it?

19 Q. Have you -- Have you ever gone to the
20 precinct? I understand that you've submitted your
21 ballots by absentee ballot.

22 A. Uh-huh.

23 Q. But have you ever had occasion to go to
24 your -- the precinct you're currently assigned to?

25 A. Are you referring to the polling place?

1 Q. Yes.

2 A. No. They moved it since I started voting
3 absentee. So I -- I did go there before when I was
4 actually voting, but I haven't been to the new place.

5 Q. So you haven't gone to the precinct since you
6 stopped or gone to the polling place since you stopped
7 voting in person; is that --

8 A. Correct, yeah.

9 Q. -- correct?

10 A. No need. No -- Not necessary, you know.

11 Q. Okay. And if you would look at paragraph No.
12 8 in Exhibit No. 4.

13 A. Say again. Oh --

14 Q. Sorry. Exhibit No. 4 and then, yeah,
15 paragraph No. 8 on the second page there just above the
16 one we were just talking about.

17 A. Yes.

18 Q. Okay.

19 A. Well, this goes with 9, really, I mean, same
20 issue.

21 Q. Okay. So you're referring to the same issue
22 as paragraph No. 9 in your Declaration; correct?

23 A. Yes.

24 Q. And in paragraph 8, you referred to people or
25 instances of people having to vote provisionally.

1 A. Yes.

2 Q. And, again, that didn't affect you, though;
3 correct?

4 A. No, it did not.

5 Q. Did that affect your wife to your knowledge?

6 A. No. But you would have to ask her.

7 Q. And you and your wife both vote by absentee
8 ballot; is that correct?

9 A. Yes. We vote together.

10 Q. Okay. And if you could, I would like to
11 refer you to paragraph No. 11 which is on the next
12 page.

13 A. Right, the metadata.

14 Q. Okay. And explain to me what you're
15 referring to about the metadata in paragraph No. 11.

16 A. Well, metadata would be data about data. So
17 that would be information about me, the individual
18 voting: time stamps, where the vote was taken,
19 anything that the scanning machine would hold onto
20 coming from the machine probably buried in the QR code,
21 which I can't tell what is in it, so.

22 Q. So do you have any knowledge of what metadata
23 is buried in the QR code that you've just referred to?

24 A. No, I don't. But I don't know that for a
25 particular reason. I can't tell. I can't -- I don't

1 know how it gets there, so there's -- no one can, other
2 than whoever's controlling that piece of tech.

3 Q. Sorry. So whoever's controlling that piece
4 of what did you say?

5 A. That piece of technology.

6 Q. And would that -- And is it your belief then
7 that would be the Secretary of State or who?

8 A. Well, in an executive manner of speaking,
9 he's responsible, but I would be more thinking about
10 those that are hands-on, staff and that kind.

11 Q. So do you have any specific knowledge of any
12 staff at the Secretary of State's office that has been
13 involved in metadata that is in the scanners that are
14 used for valid images and in the Georgia election
15 system?

16 A. No.

17 Q. Let's go to Exhibit No. 5.

18 THE CONCIERGE TECH: And if everyone just
19 refreshes before going on to Exhibit 5, the
20 exhibit stickers will be changed.

21 MS. LAROSS: Okay. Thank you.

22 BY THE WITNESS:

23 A. It got hung up there for a second. All
24 right. There we go. Oh, look, they spelled it right.

25 Q. I know that's important. I apologize for

1 that. I --

2 A. It happens a lot.

3 Q. Oh.

4 A. I've seen worse.

5 Q. Well, we want to get it accurate for you.

6 Okay. So please take a look at what's been marked as
7 Exhibit 5, WD 0005, and go ahead and identify for me
8 what that is.

9 A. Yeah, it looks like my signature. This is
10 way back in '18. All right.

11 Q. Do you have any reason to think it's not your
12 signature?

13 A. No.

14 Q. So is this an accurate copy of the
15 Declaration that you gave in 2018?

16 A. Yes.

17 Q. Okay. And this was -- along with Exhibit No.
18 4, this was one of the documents that you looked at in
19 preparation for your deposition today --

20 A. Right.

21 Q. -- correct?

22 A. Along with the invitation.

23 Q. Okay. And that -- this copy of this
24 Declaration as marked as Exhibit 5 and Exhibit 4 you
25 actually have there with you during --

1 A. Yeah.

2 Q. -- the deposition; correct?

3 A. Yes.

4 Q. Okay. Okay. So Mr. Digges, have you given
5 any declarations in any other lawsuits other than this
6 one?

7 A. No.

8 Q. Okay. And with respect to this litigation,
9 to your knowledge, have your attorneys received any
10 payment for their services in this case from you or
11 anyone else?

12 A. No.

13 Q. And to your knowledge, have your attorneys
14 received payment for their services in this case from
15 any organization or entity that you're aware of?

16 A. No.

17 Q. To your knowledge, have your attorneys
18 received payment for their services in this case from
19 any voter advocacy group or group related to any
20 political party, to your knowledge?

21 A. No.

22 MR. ICHTER: If you know of anybody who
23 wants to pay me, though, please refer them to my
24 office. Okay?

25 MS. LAROSS: And I may respectfully